

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Inventor : BARNETT et al.
Appln. No. : Not Yet Assigned
(CON. of US Appln. No. 09/856,327)
Conf. No.: : Unknown
Filed: : November 12, 2003
Title: : NASAL MASK AND SYSTEM USING SAME
Group Art Unit : Unknown
Examiner : Unknown
Docket No. : 98-25 C3

* * * * *

November 12, 2003

INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents
and Trademarks
Alexandria, VA 22313-1450

Sir:

Attached is a Form PTO-1449 listing the enclosed documents.

This Information Disclosure Statement is being filed within 3 months of the filing date of this application.

Any copy of the items listed on the enclosed Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on November 12, 2003 with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to:

Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Express Mail Label No. EV 196252363 US.


Michael W. Haas, Reg. No. 35,174

BARNETT et al. -- Appln. No.: Not Yet Assigned
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and Trademark Office in Application No. 09/865,327, filed May 25, 2001 and 09/310,548, filed May 12, 1999, of which the present application relies upon for an earlier filing dated under 35 U.S.C. § 120. Therefore, no such copy is required to be submitted by the applicant with this Information Disclosure Statement per 37 C.F.R. § 1.98(d).

This Information Disclosure Statement is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable Applicant to comply fully.

Consideration of the foregoing and enclosures plus the return of a copy of the herewith Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609 along with an early action on the merits of this application are earnestly solicited.

Respectfully submitted,

By Michael W. Haas
Michael W. Haas
Reg. No.: 35,174
Tel. No.: (724) 387-5026
Fax No.: (724) 387-5021

RESPIRONICS, INC.
1010 Murry Ridge Lane
Murrysville, PA 15668-8525
1-800-638-8208

PTO/SB/08 Form (RESPIRONICS Version) INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application No.	Not Yet Assigned
				Filing Date	November 12, 2003
				Inventor	BARNETT et al.
				Confirmation No.	Unknown
				Group Art Unit	Unknown
Date	November 12, 2003			Examiner:	Unknown
Sheet	1	of	2	Attorney Docket No:	98-25 C3

U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee	Publication Date MM-DD-YYYY	Relevant Pages, Columns, Lines
		Number	Kind Code			
	A	Des. 333,015		Farmer et al.	02-1993	
	B	Des. 349,586		Handke	08-1994	
	C	Des. 289,238		Kirk, III et al.	01-1998	
	D	2,011,733		Shindel	08-1935	
	E	2,101,016		Biggs	01-1938	
	F	2,254,854		O'Connell	09-1941	
	G	2,317,608		HeidbRink	04-1943	
	H	2,749,910		Faulconer, Jr.	06-1956	
	I	2,931,356		Schwarz	04-1960	
	J	2,939,458		Lundquist	06-1960	
	K	3,330,273		Bennett	07-1967	
	L	4,167,185		Lewis	09-1979	
	M	4,655,213		Rapoport et al.	04-1987	
	N	4,677,977		Wilcox	07-1987	
	O	4,739,755		White et al.	04-1988	
	P	4,907,584		McGinnis	03-1990	

FOREIGN PATENT DOCUMENTS								
Examiner Initials	Cite No.	Foreign Patent Document			Patentee or Applicant	Publication Date MM-DD-YYY	Relevant Pages, Columns, Lines	T
		Office	Number	Kind Code				
	Q	WO	98-04310		Kwok et al.	02-1998		
	R							
	S							
	T							
	U							
	V							
	W							
	X							

Examiner Signature		Date Considered	
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EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP § 609. Draw a line through the citation if not in conformance and not considered. Per MPEP § 609, include a copy of this form with the next communication to the Applicant.

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Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee	Publication Date MM-YYYY	Relevant Pages, Columns, Lines
		Number	Kind Code			
	A	4,944,310		Sullivan	07-1990	
	B	5,243,971		Sullivan et al.	09-1993	
	C	5,492,116		Scarberry et al.	02-1996	
	D	5,560,354		Berthon-Jones et al.	10-1996	
	E	5,662,101		Ogden et al.	09-1997	
	F	5,647,357		Barnett et al.	07-1997	
	G	5,724,965		Handke et al.	03-1998	
	H	5,746,201		Kidd	05-1998	
	I	Des. 412,745		Scheu	08-1999	
	J	5,884,624		Barnett et al.	03-1999	
	K	5,353,789		Schlobohm	11-1994	
	L	5,540,223		Starr et al.	07-1996	
	M	5,570,689		Starr et al.	11-1996	
	N	5,647,357		Barnett et al.	07-1997	
	O					
	P					

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